



3095 BEACON BOULEVARD / WEST SACRAMENTO, CA 95691 / 916.371.2422 | FAX 916.371.2352 | E-mail: agcsac@agc-ca.org

August 1, 2003

Federal Communications Commission
Attached to on-line filing

RE: Proceeding 02-278

The Associated General Contractors of California strongly encourages the Federal Communications Commission (FCC) to grant the Petition for Stay and the Petition for Emergency Clarification filed by ASAE in regard to the above referenced proceeding. Granting the petitions would allow the FCC more time to consider the impact of these regulations on Associations.

The AGC of California considers removing the established business relationship qualification from the fax regulations bad for business. It will force Associations and other companies to obtain the written consent of their own members, clients and industry partners before transmitting any fax that could be interpreted as commercial in nature. It also raises concerns about the new regulations that would remain a subject of speculations, including exactly which transmissions the FCC would interpret as commercial in nature, whether written consent to a national association would extend to chapter or affiliate faxes, and whether a written consent form would expire with membership.

This new regulation does not allow us to communicate effectively with our members on issues key to the industry. In this age of instant communications this new regulation limits our ability to move promptly and quickly on time sensitive issues such as legislative and regulatory compliance.

We encourage the FCC to grant the petitions listed above as filed by ASAE.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas T. Holsman', is positioned above the typed name.

Thomas T. Holsman
Executive Vice President/CEO